THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 18771 of 2006

DATED: 26-10-2006

BETWEEN:

T.Siva Prasad and another.

…petitioners

and

The Mandal Revenue Officer,
Ongole, Prakasam Dist. and others.

…Respondents.

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P.No. 18771 of 2006.

Oral order:

The 2nd petitioner claims to be the owner of lorry bearing No. APN 4287 which was seized on 6-7-2006 on the allegation of illegally transporting to an unauthorized destination, the rice intended to be distributed under the Food for Work programme. Crime No.399 of 2006 of Police Station, Ongole has been registered for offences under Section 409 read with 511 of IPC on 15-9-2006. The petitioners seek a declaration that the seizure and continued detention of the lorry is illegal.

In view of the fact that Crime No. 399 of 2006 has been registered, the seized lorry is now a part of the case property in Crime No.399 of 2006, the petitioner is therefore, at liberty to seek the release of the lorry by filing an appropriate application before the appropriate Court before which the lorry will be produced.

The writ petition is disposed of at the admission stage. No costs.

GODA RAGHURAM, J

26th October, 2006.
GRR